



State of New Hampshire  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**

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April 5, 2002

Kathy and Eugene Hennessy  
Sunset View LLC  
460 Route 101 Unit 9  
Bedford, NH 03102

**LETTER OF DEFICIENCY# WSEB 02-13**  
**CERTIFIED MAIL 7099 3400 0002 9772 2081**

Subject: Bedford - Public Water System: Bedford West Convenience Center (EPA# 0196220)

Dear Kathy and Eugene Hennessy:

The records of the Department of Environmental Services (DES) show that the Bedford West Convenience Center water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. As such, the water system owner is required to submit bacteria samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result Monitoring/Reporting (M/R) violations were issued for the following months:

**November 2001 and February 2002**

In view of the Monitoring/Reporting violations, DES believes the deficiencies can be corrected by taking the following actions:

**By April 19, 2002, submit a water sample for bacteria analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325; and**

2. **In the future, submit routine water samples for bacteria analysis during the water system's scheduled sampling months of February, May, August, and November.**

Pursuant to Env-Ws 351, owners of public water systems are required to issue public notification when a system has failed to monitor for bacteriological water quality. DES records show that the water system failed to do public notification and as a result a Failure to Give Public Notification Violation was issued for the monitoring/reporting violation that occurred in the following month:

**November 2001**

In view of the public notice violation, DES believes the deficiency can be corrected by taking the following actions:

**COPY**

- 1 By April 19, 2002, carry out public notice requirements for the violations listed above; and
2. By April 29, 2002, provide proof of public notice to DES.

Please note that proof of public notice for the February 2002 monitoring/reporting violation must be received by April 29, 2002, or the system will incur another public notice violation.

In the event compliance is not achieved within this period, DES may take further enforcement action, including issuing an order requiring the deficiencies be corrected, initiating an administrative fine proceeding and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Please contact Alan Leach by phone at (603) 271-2854 or by e-mail at [aleach@des.state.nh.us](mailto:aleach@des.state.nh.us), if you have any questions regarding this letter.

Sincerely,



Anthony P. Giunta, P.G., Administrator  
Water Supply Engineering Bureau

cc: ☒ Gretchen Rule, DES Legal Unit  
Wayne Richardson, Town of Bedford Health Officer  
EPA, Region 1

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